IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH

AT HYDERABAD

HON'BLE Mr. JUSTICE R. SUBHASH REDDY

Writ Petition No.16309 of 2007

Dated: August 3, 2007

Between:

Mr. P.P. Raj, S/o. P. V. Raj, aged about
65 years, R/o. PVR Chambers, 6-3-249/2/A,
Main Road, Banjara Hills, Hyderabad – 500 034,
And another.

… Petitioners

And

The Collector, Land Acquisition (Special Grade
Deputy Collector, Land Acquisition Officer)
And the Revenue Divisional Officer, Chevella
Division, Athapur Village, Rajendranagar
Mandal, Ranga Reddy District, and another.

… Respondents

Order:

This writ petition has been filed seeking Mandamus to declare the action of the respondents in coercing the petitioners to enter into an agreement for passing of a consent award under Section 11(2) of the

Land Acquisition Act, 1894 (for short 'the Act') as illegal and arbitary.

2. Heard learned counsel for petitioners and learned Government Pleader for Land Acquisition appearing on behalf of the respondents.

3. Petitioners claim to be the owners and possessors of farmlands bearing No.14-76 (old 8-11) in Sy.No.687 of Shamshabad Village and Mandal, Ranga Reddy District, admeasuring Ac.5.18 cents having inherited the same from their late father. It is stated that a portion thereof, i.e. 316 Sq. yards, was notified for acquisition on 07-10-2003 under Section 4(1) of the Act.

4. The grievance of the petitioners is that though possession of the aforesaid extent of the land was taken, on one hand no award has been passed and on the other hand, respondents are insisting for giving consent for passing a consent award under Section 11(2) of the Act.

5. Learned Government Pleader appearing on behalf of the respondents, on instructions, submits that in this case, pursuant to the notification dated 07-10-2003, award has been passed on 26-03-2004.

6. As much as from the instructions of the learned Government Pleader, it is evident that award has already been passed on merits, as such, the question of respondents insisting the petitioners for signing agreement for passing consent award does not arise.

7. In the circumstances, recording the submission of the learned Government Pleader that award has been passed with regard to the land of the petitioners on 26-03-2004, the writ petition is closed.

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JUSTICE R. SUBHASH REDDY.

August 3, 2007
MRR